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8 Attorneys for Plaintiff

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10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

13  
14 UNITED STATES OF AMERICA, ) No. CR 06-0226 SI  
15 Plaintiff, ) STATUS STATEMENT AND  
16 v. ) STIPULATION AND [PROPOSED]  
17 DARYL RUSSELL BROWN, ) ORDER EXCLUDING TIME  
18 Defendant. ) Requested date: June 9, 2006  
Time: 11:00 a.m.  
19

20 On April 11, 2006, the Court entered a related case order in this matter. The parties  
request that the case be set over until June 9, 2006 at 11:00 a.m. for a change of plea hearing.  
21 The parties anticipate that the defendant will enter a plea of guilty to the one-count information  
filed on March 31, 2006.

22 The parties request a change of plea hearing on that date because lead counsel for the  
defendant is currently in trial and expected to remain in trial for several more weeks. The parties  
stipulate and agree that exclusion of time between the date of the Court's order and June 9, 2006  
is appropriate under the Speedy Trial Act, Title 18, United States Code, Sections 3161(h)(8)(A)  
and (h)(B)(iv). The parties agree that failure to grant the requested continuance would

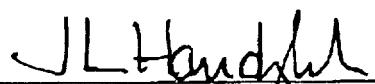
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24 STATUS STATEMENT AND STIPULATION AND [PROPOSED] ORDER EXCLUDING  
25 TIME  
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1 unreasonably deny the defendant continuity of counsel, given defense counsel's trial schedule.  
2 The parties agree that the ends of justice served by granting the requested continuance outweigh  
3 the best interest of the public and the defendant in a speedy trial.

4

5 SO STIPULATED.

6 DATED: May 3, 2006

  
JAN LAWRENCE HANDZLIK  
Attorney for Defendant Daryl Brown

7

8 DATED:

HAYWOOD S. GILLIAM, JR.  
Assistant United States Attorney

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**ORDER**

10 For the foregoing reasons, and based on the stipulation and agreement of the parties, the  
11 Court HEREBY ORDERS this matter continued until June 9, 2006 at 11:00 a.m. for a change of  
12 plea hearing. The Court further finds the period between the date of this order and June 9, 2006  
13 excluded from the speedy trial calculation under Title 18, United States Code, Sections  
14 3161(h)(8)(A) and (h)(B)(iv). The Court finds that the failure to grant the requested continuance  
15 would unreasonably deny the defendant continuity of counsel, given defense counsel's trial  
16 schedule. The Court finds that the ends of justice served by granting the requested continuance  
17 outweigh the best interest of the public and the defendant in a speedy trial and in the prompt  
18 disposition of criminal cases.

19

20 IT IS SO ORDERED.

21

22 DATED:

SUSAN ILLSTON  
United States District Judge

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26 STATUS STATEMENT AND STIPULATION AND [PROPOSED] ORDER EXCLUDING  
27 TIME

1 unreasonably deny the defendant continuity of counsel, given defense counsel's trial schedule.  
2 The parties agree that the ends of justice served by granting the requested continuance outweigh  
3 the best interest of the public and the defendant in a speedy trial.

4

5 SO STIPULATED.

6 DATED:

7 JAN LAWRENCE HANDZLIK  
Attorney for Defendant Daryl Brown

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9 DATED: May 4, 2006

10 HAYWOOD S. GILLIAM, JR.  
Assistant United States Attorney

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12 **ORDER**

13 For the foregoing reasons, and based on the stipulation and agreement of the parties, the  
14 Court HEREBY ORDERS this matter continued until June 9, 2006 at 11:00 a.m. for a change of  
15 plea hearing. The Court further finds the period between the date of this order and June 9, 2006  
16 excluded from the speedy trial calculation under Title 18, United States Code, Sections  
17 3161(h)(8)(A) and (h)(B)(iv). The Court finds that the failure to grant the requested continuance  
18 would unreasonably deny the defendant continuity of counsel, given defense counsel's trial  
19 schedule. The Court finds that the ends of justice served by granting the requested continuance  
20 outweigh the best interest of the public and the defendant in a speedy trial and in the prompt  
21 disposition of criminal cases.

22 IT IS SO ORDERED.

23

24 DATED:

Susan Illston

25 SUSAN ILLSTON  
United States District Judge

26

27 STATUS STATEMENT AND STIPULATION AND [PROPOSED] ORDER EXCLUDING  
28 TIME